

RESOLUTION NO. RS2019-1579 (VERCHER) – This resolution would authorize the Department of Law to settle the personal injury claim of Tyler J. Ivery against the Metropolitan Government in the amount of \$13,500.

On October 26, 2018, a Metro Fire Department ambulance was attempting to make a left turn onto Woodlawn Drive. The ambulance failed to yield to oncoming traffic and struck Mr. Ivery's vehicle in the intersection of Harding Pike and Woodlawn Drive. Mr. Ivery's vehicle was deemed a total loss and the property loss claim was previously settled for \$4,016.

Mr. Ivery sought treatment for pain to the left side of his neck and shoulder and pain in his left knee. He was diagnosed with a left trapezius muscle spasm in the neck and shoulder and a left knee contusion. He has agreed to accept a total of \$13,500 in full settlement of this case, based upon \$6,566.77 for reimbursement of his medical expenses, plus \$6,933.23 for pain and suffering.

The Department of Law recommends settlement of this claim for \$13,500.

Disciplinary action against the employee consisted of a verbal reprimand.

Fiscal Note: This \$13,500 settlement, along with the settlements per Resolution Nos. RS2019-1580 and RS2019-1581, would be the 22nd, 23rd, and 24th payments from the Self-Insured Liability Fund in FY19 for a cumulative total of \$1,157,674.44. The fund balance would be \$4,248,273 after these payments.